

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 5387 of 2005

Between:

L.V. Ramana, E- 411008, S/o. Ganganna,
R/o. Badwel, Kadapa District.

..... PETITIONER

AND

- 1 The APSRTC, Rep. by its Regional Manager, Kadapa Region, Kadapa.
- 2 The Deputy Chief Traffic Manager/DVM, Kadapa, O/o. RM, APSRTC,
Kadapa.
- 3 The Depot Manager, APSRTC, Badwel, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus, or any other appropriate Writ, order or direction, declaring the action of the respondents herein in not allotting duties to the Petitioner in pursuance of the orders vide Proc. No. E1/813(1)/2001-Badwel, dt. 26-2-2001 without there being any pendency of the disciplinary proceedings against the Petitioner as illegal, unjust and arbitrary and further directing the respondents to continue the Petitioner and to pay all consequential benefits forthwith and pass such other order or orders.

Counsel for the Petitioner: MR.S.M.SUBHAN

**Counsel for the Respondents: MR.P.VINAYAKA SWAMY, Standing Counsel
for A.P.S.R.T.C.**

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The Court made the following :

ORDER:

Seeking to declare the action of the respondents in not allotting duties to the petitioner in pursuance of the orders vide Proceedings No.E1/813/(1)/2001-Badwel, dated 26-2-2001 as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner as well as the learned standing counsel for the respondents.

Initially, the petitioner was removed by the disciplinary authority. Thereafter, as per the orders of the appellate authority, the petitioner was reinstated into service vide proceedings dated 17-2-2001. Furthermore, the 3rd respondent failed to consider the case of the petitioner and continue him in duties. Hence, he made a representation dated 12-8-2004 to the 1st respondent as he is the competent authority to take appropriate decision in accordance with the rules.

Therefore, without going into the merits of the case, the 1st respondent is directed to take appropriate decision and pass necessary orders on the representation of the petitioner dated 12-8-2004 within a period of two months from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

17-3-2005

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Copy to:

- 1 The APSRTC, Rep. by its Regional Manager, Kadapa Region, Kadapa.
- 2 The Deputy Chief Traffic Manager/DVM, Kadapa, O/o. RM, APSRTC,
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- 3 The Depot Manager, APSRTC, Badwel, Kadapa District.
4. Two CD copies.